



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

SQUIRRELL et al.

Atty. Ref.: 1498-130; Confirmation No. 3335

Appl. No. 09/529,722

TC/A.U. 1656

Filed: April 19, 2000

Examiner: Steadman

For: METHOD FOR OBTAINING LUCIFERASE FREE OF THERMOSENSITIVE  
ADENYLATE KINASE CATALYTIC ACTIVITY

\* \* \* \* \*

January 6, 2006

**MAIL STOP AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

**RESPONSE AFTER FINAL REJECTION**

Responsive to the Office Action dated October 6, 2005, entry and consideration of the following remarks and attached Request for Continued Examination (RCE) are requested along with the attached request for suspension of action.

Reconsideration is requested.

Claims 1-106 have been canceled, without prejudice. Claims 107-135 are pending.

The Section 112, second paragraph, rejection of claims 108-109, 111, 115-116 and 120-135 is traversed. The Examiner's concern is based on a hypothetical in that the Examiner has not provided any evidence that the numbering recited in the applicants' claims would not be definite. The Examiner's concern stated at the bottom